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S/N 10/687,497

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Bachinski et al.	Examiner:	Alfred Basichas
Serial No.:	10/687,497	Group Art Unit:	3749
Filed:	October 15, 2003	Docket No.:	12929.1072USC1
Customer No.:	23552	Confirmation No.:	9051
Title:	Proximity Warning System for a Fireplace		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on October 29, 2004.

By: Robert A. Kalinsky

Name: Robert A. Kalinsky

AMENDMENT AND RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the non-final Office Action mailed on July 29, 2004, please consider and enter the following remarks. Claims 24-29 and 31-39 remain pending in the application.

Amendments to the claims begin at page 2 of this paper.

Remarks begin at page 5 of this paper.

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Fax Transmission | October 29, 2004**TO:** Commissioner for Patents
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450**FROM:** Robert A. Kalinsky**OUR REF:** 12929.1072USC1
TELEPHONE: 612.336.4771**USPTO Centralized Facsimile No.:** 1-703-872-9306**Total pages, including cover letter:** 8.

If you do NOT receive all of the pages, please telephone us at 612.336.4771, or fax us at 612.332.9081.

Title of Document Transmitted: 1. Amendment and Response to Office Action mailed July 29, 2004.**Applicant:** Bachinski et al.
Serial No.: 10/687,497
Filed: October 15, 2003
Group Art Unit: 3749**Our Ref. No.:** 12929.1072USC1
Confirmation No.: 9051
Customer No.: 23552

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: Robert A. Kalinsky

Name: Robert A. Kalinsky

Reg. No.: 50,471

RAK:pll

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Robert A. Kalinsky
Signature (Robert A. Kalinsky)October 29, 2004
Date